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SQUIRE SANDERS (US) LLP  
ORACLE INTERNATIONAL CORPORATION  
8000 TOWERS CRESCENT DRIVE  
14TH FLOOR  
VIENNA VA 22182

**MAILED**  
**JAN 31 2012**  
**OFFICE OF PETITIONS**

In re Patent No. 8,069,413 :  
Issue Date: November 29, 2011 :  
Application No. 10/786,844 : **DECISION ON PETITION**  
Filed: February 25, 2004 :  
Attorney Docket No. 104402.00017 :

This is a decision on the "REQUEST AND PETITION TO CORRECT ASSIGNEE'S NAME UNDER 37 CFR 3.81(C)", filed January 4, 2012.

The petition is **GRANTED**.

An application may issue in the name of an assignee rather than the applicant if requested prior to issuance of a patent.<sup>1</sup> However, in the event the request is not made prior to issuance, a Certificate of Correction under 37 CFR 1.323 may be requested. A request for a Certificate of Correction under 37 CFR 1.323 to correct the assignee's name will not be granted unless a petition under 37 CFR 3.81(b) is granted. Such request under 37 CFR 3.81(b) should include:

(A) the processing fee required by 37 CFR 1.17(i);

(B) a request for issuance of the application in the name of the assignee, or a request that a patent be corrected to state the name of the assignee;

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<sup>1</sup> See 37 CFR 3.81.

(C) a statement that the assignment was submitted for recordation as set forth in 37 CFR 3.11 before issuance of the patent; and

(D) a request for a certificate of correction under 37 CFR 1.323 accompanied by the fee set forth in 37 CFR 1.20(a).<sup>2</sup>

Receipt of the \$100 fee for the Certificate of Correction is and the \$130 processing fee for the instant petition is acknowledged.'

The application is being forwarded to the Certificate of Corrections Branch for issuance of the requested Certificate of Correction.

Telephone inquiries related to this decision should be directed to the undersigned at (571)272-3207.



Cliff Congo  
Petitions Attorney  
Office of Petitions

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<sup>2</sup> MPEP 307.